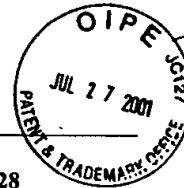


FILING COMPLETION UNDER 37 CFR 52, 53, 1/ or 85

In re Application of: DesMartea

Attention: Application Branch



Serial No.: 09/832,174

Date: July 24, 2001

Filed: April 10, 2001

Attorney Docket No.: CXU-328

Confirmation No.: 8803

Art Unit: Not known

Title: Zwitterionic Iodonium Compounds

Our Account No.: 04-1403

Commissioner for Patents

U.S. Patent and Trademark Office

Washington, DC 20231

Sir:

The following completes the filing of the above-identified patent application under Rule 52, 53, and/or 85:

- [x] Rule 53 signed Declaration enclosed.
 [] This is a Rule 47 filing per attached Petition.
 [] Enclosed: Original signed Declaration with attached specification (including claims) which is a copy of specification/claims originally filed to secure above filing date.
 [] Specification originally filed in non-English language; hence verified translation attached of:
 [] Abstract [] pages of Specification (only spec. & claims) [] Drawing Figs.
 [] sheet(s) of formal drawings enclosed: size: [] A4 [] 14" [] 8½ by 11
 [x] Attached is an assignment to Clemson University
 [] Priority is hereby claimed under rule 55 and 35 U.S.C. 119 based on prior foreign application(s) no(s).
 _____, filed in _____ on _____, respectively.

Certified copy (copies) [] attached; [] already filed on _____ in U.S. Application, Serial No. _____, filed _____.

- [x] Attached: Verified Statement(s) establishing "small entity" status under Rules 9 & 27.
 [X] Attached is the request return copy of the PTO Notice under Rule 52, 53, and/or 85.
 [] Attached: _____
 [] Preliminary Amendment: _____

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED
PER MPEP § 506 AND § 607**

If not earlier paid, add Basic Filing Fee	\$ 355.00
Total Effective Claims 21 - 20 = 1 x \$18.00 =	\$ 9.00
Independent Claims 3 - 3 = 0 x \$80.00 =	\$ _____
If any proper multiple dependent claim (ignore improper) is present, add \$270.00	\$ _____
Filing Fee	\$ _____

Since PTO Notice under Rule 52, 53, and/or 85 set an original due date of _____, petition is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed (1 month \$110; 2 months \$390; 3 months \$890; 4 months \$1390). \$ _____

If this is the first time either signed Declaration filed or filing fee paid, add Surcharge (\$130) \$ 65.00
 Subtotal \$ _____

If "small entity" status box above is X'd, enter half (1/2) of subtotal & subtract - \$ _____
 Total = \$ _____

If "non-English" box above is X'd, add Rule 17(i) or (k) processing fee \$130.00) \$ _____

If "assignment" box is X'd, add recording fee (\$40.00) \$ 40.00

If "Rule 47" box above is X-d, add Petition fee \$130.00 Rule 17(h). \$ _____

TOTAL FEE ENCLOSED \$ 469.00

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

ADDRESS:

Post Office Box 1449

Greenville, South Carolina 29602

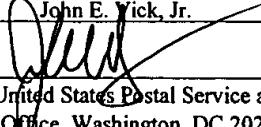
Phone: 864-271-1592

Facsimile: 864-233-7342

DORITY & MANNING

ATTORNEYS AT LAW, P.A.

By Atty: John E. Vick, Jr. Reg. No. 33,808

Signature: 

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, Washington, DC 20231, on

July 24, 2001

Terry Ballew

Typed or printed name of person mailing paper or fee)



Signature of person mailing paper or fee)



~~ST~~ SC 27

PATENT

ATTORNEY DOCKET NO.: CXU-328

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Group Art Unit: Not known
DesMarteau et al.)
)
Serial No.: 09/832,174) Examiner: Not known
)
)
Filed: April 10, 2001) Our Cust. No.: 22827
)
)
Title: Zwitterionic Iodonium) Date: July 24, 2001
Compounds)

Commissioner of Patent and Trademarks
Washington, D.C. 20231

TRANSMITTAL LETTER

Dear Sir:

The above-referenced application Serial Number 09/832,174
was filed by Express Mail April 10, 2001.

A second application identical to that described above was
filed the next day, on April 11, 2001 Serial Number 09/833,217.
This latter application was inadvertently filed, and Applicant
has no desire to pursue the latter application, and requests that
it be abandoned.

Applicant will respond to the Notice to File Missing Parts
in Serial Number 09/832,174, which will be filed concurrently
with this transmittal letter.

Furthermore, Applicant requests a refund of the fee paid or
deducted from its account pursuant to the inadvertent second
filing of the application, and hereby requests that the filing

fee be refunded to Account No. 04-1403 to the extent any charges have been applied at this time.

Respectfully requested,

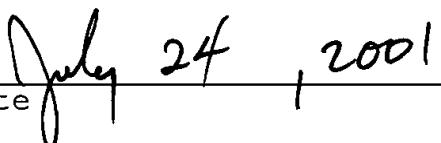
DORITY & MANNING, P.A.



John E. Vick, Jr.
Registration No. 33,808

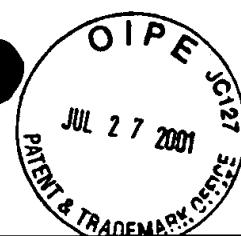
DORITY & MANNING, P.A.
P.O. Box 1449
Greenville, SC 29602-1449
Phone: (864) 271-1592
Facsimile: (864) 233-7342

Date





UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/832,174	04/10/2001	Darryl D. Desmartheau	CXU-328

CONFIRMATION NO. 8803

FORMALITIES LETTER



OC00000006144396

John E. Vick, Jr.
Dority & Manning, Attorneys at Law, P.A.
P.O. Box 1449
Greenville, SC 29602

Date Mailed: 06/04/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$9.
 - \$9 for 1 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 429.**

355.00
9.00
65.00

A copy of this notice MUST be returned with the reply.

RECEIVED

JUN 08 2001

[Signature]
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

DORITY AND MANNING



PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 469.00)

Complete if Known

Application Number	09/832,174
Filing Date	April 10, 2001
First Named Inventor	DesMarteau et al.
Examiner Name	Not known
Group Art Unit	Not known
Attorney Docket No.	CXU-328

METHOD OF PAYMENT				FEE CALCULATION (continued)																																																																																																																																	
<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:</p> <p>Deposit Account Number 04-1403</p> <p>Deposit Account Name Dority & Manning, Attorneys at Law, P.A.</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17</p> <p><input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27</p>				<p>3. ADDITIONAL FEES</p> <table border="1"> <thead> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205 65 Surcharge - late filing fee or oath</td><td>\$65.00</td></tr> <tr><td>127</td><td>50</td><td>227 25 Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>139</td><td>130</td><td>139 130 Non-English specification</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147 2,520 For filing a request for ex parte reexamination</td><td></td></tr> <tr><td>112</td><td>920*</td><td>112 920* Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113 1,840* Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>115</td><td>110</td><td>215 55 Extension for reply within first month</td><td></td></tr> <tr><td>116</td><td>390</td><td>216 195 Extension for reply within second month</td><td></td></tr> <tr><td>117</td><td>890</td><td>217 445 Extension for reply within third month</td><td></td></tr> <tr><td>118</td><td>1,390</td><td>218 695 Extension for reply within fourth month</td><td></td></tr> <tr><td>128</td><td>1,890</td><td>228 945 Extension for reply within fifth month</td><td></td></tr> <tr><td>119</td><td>310</td><td>219 155 Notice of Appeal</td><td></td></tr> <tr><td>120</td><td>310</td><td>220 155 Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121</td><td>270</td><td>221 135 Request for oral hearing</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138 1,510 Petition to institute a public use proceeding</td><td></td></tr> <tr><td>140</td><td>110</td><td>240 55 Petition to revive - unavoidable</td><td></td></tr> <tr><td>141</td><td>1,240</td><td>241 620 Petition to revive - unintentional</td><td></td></tr> <tr><td>142</td><td>1,240</td><td>242 620 Utility issue fee (or reissue)</td><td></td></tr> <tr><td>143</td><td>440</td><td>243 220 Design issue fee</td><td></td></tr> <tr><td>144</td><td>600</td><td>244 300 Plant issue fee</td><td></td></tr> <tr><td>122</td><td>130</td><td>122 130 Petitions to the Commissioner</td><td></td></tr> <tr><td>123</td><td>50</td><td>123 50 Processing fee under 37 CFR 1.17(q)</td><td></td></tr> <tr><td>126</td><td>180</td><td>126 180 Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>581</td><td>40</td><td>581 40 Recording each patent assignment per property (times number of properties)</td><td>\$40.00</td></tr> <tr><td>146</td><td>710</td><td>246 355 Filing a submission after final rejection (37 CFR § 1.129(a))</td><td></td></tr> <tr><td>149</td><td>710</td><td>249 355 For each additional invention to be examined (37 CFR § 1.129(b))</td><td></td></tr> <tr><td>179</td><td>710</td><td>279 355 Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>169</td><td>900</td><td>169 900 Request for expedited examination of a design application</td><td></td></tr> <tr><td colspan="4">Other fee (specify) _____</td></tr> <tr> <td colspan="4">*Reduced by Basic Filing Fee Paid</td> <td colspan="2">SUBTOTAL (3) (\$ 105.00)</td> </tr> </tbody> </table>				Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	105	130	205 65 Surcharge - 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*or number previously paid, if greater; For Reissues, see above

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	John E. Vick, Jr.	Registration No. (Attorney/Agent)	33,808
Signature		Date	07/24/2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.